



PTO/PCT Rec'd 18 OCT 2001

PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Richard J. Lewis, et al.

Examiner: Unassigned

Serial No.: 09/806,376

Art Unit: Unassigned

Filed: March 29, 2001

Int'l Appln. No.: PCT/AU99/00843

Docket: 14455

Int'l Filing Date: October 1, 1999

For: NOVEL PEPTIDES

Dated: October 15, 2001

Assistant Commissioner for Patents
Washington, D.C. 20231

**SUBMISSION OF DECLARATION
AND POWER OF ATTORNEY**

Sir:

Enclosed is a Declaration and Power of Attorney for the above application previously filed without a declaration. The requisite \$130.00 surcharge for this filing was previously paid on March 29, 2001.

Any additional charges required in connection with this submission may be charged to Deposit Account No. 19-1013/SSMP. A duplicate sheet of this sheet is enclosed.

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, DC 20231 on October 15, 2001.

Dated: October 15, 2001

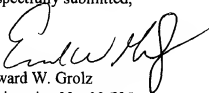

Michelle Mustafa

This submission is believed to be timely and in compliance with 37 C.F.R. §1.51,

1.63. A copy of the Notice of Missing Requirements Under 35 U.S.C. 371 in the United States

Designated/Elected Office (DO/EO/US) dated August 13, 2001, is enclosed as required.

Respectfully submitted,



Edward W. Grolz
Registration No. 33,705

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EWG/XZ:ab

2001 OCT 18
TRANSMITTAL LETTER
(General - Patent Pending)

Docket No.
14455

In Re Application Of: **Richard J. Lewis, et al.**

Serial No.
09/806,376

Filing Date
March 29, 2001

Examiner
Unassigned

Group Art Unit
Unassigned

Title: **NOVEL PEPTIDES**

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Transmitted herewith is:

Executed Verified Statement Claiming Small Entity Status; Response to Notification to Comply with Requirements...; Copy of Notification dated August 13, 2001; Substitute Paper Copy of Sequence Listing; Initial Computer Readable Form of Sequence Listing on disk and Statement Under 37 C.F.R. 1.821(f)

in the above identified application.

- ☒ No additional fee is required.
- ☐ A check in the amount of _____ is attached.
- ☒ The Assistant Commissioner is hereby authorized to charge and credit Deposit Account No. **19-1013/SSMP** as described below. A duplicate copy of this sheet is enclosed.
- ☐ Charge the amount of _____
- ☐ Credit any overpayment.
- ☒ Charge any additional fee required.



Signature

Dated: **October 15, 2001**

Edward W. Grolz
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I certify that this document and fee is being deposited
on 10/15/01 with the U.S. Postal Service as
first class mail under 37 C.F.R. 1.8 and is addressed to the
Assistant Commissioner for Patents, Washington, D.C.
20231.



Signature of Person Mailing Correspondence

Michelle Mustafa

Typed or Printed Name of Person Mailing Correspondence

CC:

RECEIVED OCT 2001

PATENT

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Assistant Commissioner for Patents
Washington, D.C. 20231

**Response to Notification To Comply With Requirements For Patent Applications
Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures**

Sir:

In response to the Notification dated August 13, 2001 and in accordance with the provisions in 37 C.F.R. §1.821, Applicants submit herewith a substitute paper and an initial computer readable copy of the Sequence Listing, along with a Statement Under 37 C.F.R. §1.821(f), stating that these copies are identical. A copy of the Notice to Comply is also

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, DC 20231 on October 15, 2001.

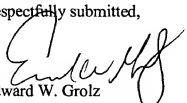
Dated: October 15, 2001


Michelle Mustafa

enclosed.

Applicants respectfully submit that Applicants have amended certain characterizations of sequences in the Sequence Listing. Specifically, Section <213> of SEQ ID NO: 1 has been amended by substituting the organism "Conus tulipa" for the term "Natural" as used in the original Sequence Listing. Support for this amendment is found in the specification at page 2, lines 21-26, for example. SEQ ID NO: 2 had been amended in Section <213> to replace the term "Natural" with the term "Artificial Sequence", and in Section <223> for further define the artificial sequence as "derivative of p-toxin of SEQ ID NO: 1". Support for such amendment is found in the specification at page 3, lines 4-11. SEQ ID NO: 3 has been amended by replacing the term "PRT" in Section <212> with "DNA", to further define the artificial sequence in Section <223> as "oligonucleotide primer designed based on the mature p-TIA peptide sequence (SEQ ID NO:1)", and to substitute the sequence in Section <400> with the sequence "rcaraaytyttrgrt". Support for such amendment is found at page 28, lines 19-31. SEQ ID NO: 4 and SEQ ID NO: 5 have also been amended in Section <223> to further define the artificial sequence. Support for these amendments is found in the specification at page 28, lines 19 to page 29, line 23. Applicants respectfully submit that the foregoing amendments to the Sequence Listing do not introduce new matter.

Respectfully submitted,



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